

REQUEST FOR EARLY EFFECTIVE DATE

MODIFICATIONS TO THE FLEET RULE FOR TRANSIT AGENCIES AND NEW REQUIREMENTS FOR TRANSIT FLEET VEHICLES

Pursuant to Government Code section 11343.4(c), the Air Resources Board (ARB) requests that its most recent amendments to the California Fleet Rule for Transit Agencies regulations become effective upon filing with the Secretary of State. Good cause for this request exists.

This rulemaking consists of both revision of sections 1956.2-1956.4 and their relocation and renumbering as new section 2023, as well as minor amendments to sections 1956.1, 2020, and 2021, of title 13, California Code of Regulations.

The amendments (1) prescribe new diesel PM and NOx emission reduction requirements for transit fleet vehicles that are not urban buses; (2) modify existing urban bus regulations to account for fleet growth and transit agency formation or merger, and also to clarify the definition of commuter service vehicles; (3) establish diesel hybrid urban bus emission standards for NMHC (non-methane hydrocarbons) and CO (carbon monoxide), as well as removing the formaldehyde requirement.

ARB staff are requesting that the amendments be effective on filing with the Secretary of State so as to support timely implementation of the regulation and timely reporting of transit fleet data – which is required as of January 31, 2006.

ARB staff will promptly notify affected transit agencies of the effective date as soon as the amendments are filed with the Secretary of State.

Date: December 14, 2005

/s/
W. Thomas Jennings
Senior Staff Counsel